

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

**GERALD BLOCK**,  
individually and on behalf  
of all others,

Case No. 3:17-cv-01808-YY

**COVER PAGE**

Plaintiff,

v.

**FIP, LLC**, a Nevada limited  
liability company,

Defendant.

# Exhibit 2

**COVER PAGE**

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

STATE OF OREGON, ex rel. ELLEN F.  
ROSENBLUM, Attorney General for the State  
of Oregon, and CAMERON C. SMITH,  
Director of the Department of Consumer and  
Business Services,

Plaintiff,

v.

FUTURE INCOME PAYMENTS, LLC f/k/a  
Pensions, Annuities and Settlements, LLC, a  
Delaware limited liability company; FIP, LLC,  
a Nevada limited liability company; and  
SCOTT A. KOHN,

Defendants.

Case No. 18CV18811

EX PARTE TEMPORARY RESTRAINING  
ORDER AND ORDER TO SHOW CAUSE WHY  
A PRELIMINARY INJUNCTION SHOULD NOT  
ENTER

Plaintiff's Motion For Temporary Restraining Order And Order To Show Cause Why a  
Preliminary Injunction Should Not Enter came before the Court ex parte on May 10, 2018.

Based on the record, the Declarations of Jermaine F. Brown, Assistant Attorney General,  
Department of Justice; Shiori Gold, Paralegal, Department of Justice; Debbie Myers, Financial  
Examiner, Department of Consumer and Business Services; Marlene Olson, Investigator,  
Department of Justice; and Rachel Royston, Investigator, Department of Consumer and Business  
Services, the Court finds:

1. Plaintiff attempted to notify Defendants of the motion, as follows:

a. By overnight mail, to defendant Future Income Payments, LLC at the  
address of its registered agent in Wilmington, Delaware;

b. By overnight mail, to defendant FIP, LLC at the address of its registered  
agent in Carson City, Nevada;

1 c. By overnight mail, to defendant Scott A. Kohn, at 8628 Titleist Circle, Las  
2 Vegas, NV 89117; and,

3 d. By email to Laura Caldera, Bullivant Houser Bailey, counsel for FIP  
4 *Block v. Future Income Payments, LLC*, 17-CV-01808 (D Or filed Nov 11, 2017).

5 2. Good cause exists for the issuance of a temporary restraining order and order to  
6 show cause why a preliminary injunction should not issue.

7 IT IS THEREFORE ORDERED as follows:

8 1. Defendants FUTURE INCOME PAYMENTS, LLC f/k/a Pensions, Annuities and  
9 Settlements, LLC, FIP, LLC, and SCOTT A. KOHN, their officers, agents, servants, employees,  
10 and lawyers, and all other persons in active concert or participation with any of them who  
11 receive actual notice of this order, by personal service or otherwise, are hereby enjoined and  
12 restrained from:

- 13 a. Violating any provision of the Oregon Consumer Finance Act or the  
14 administrative rules promulgated thereunder, including, but not limited to,  
15 making consumer loans or acting as an agent, broker, or facilitator for makers  
16 of consumer finance loans;
- 17 b. Engaging in any business in Oregon in which defendants loan money, or  
18 otherwise extend credit, to Oregon consumers;
- 19 c. Advertising to, soliciting or entering enter into any agreement with an Oregon  
20 consumer in which defendants agree to advance money to an Oregon  
21 consumer in exchange for the consumer's promise to assign, transfer, or  
22 otherwise convey any portion of the consumer's unpaid earnings, including  
23 wages, pension, or any other guaranteed future income, to defendants;
- 24 d. Withdrawing moneys from any Oregon borrower's or consumer's account or  
25 otherwise collecting, receiving or retaining any principal, interest, fees or  
26

charges related to or in connection with the consumer finance loans  
defendants made to Oregon residents; and,

e. Selling or assigning the void and unenforceable debts to a debt buyer, debt  
collector or other person for collection.

2. Defendants shall appear before this court on May 17, 2018, at 9:00 a.m., in Room  
208 of the Multnomah County Courthouse, for a call on for hearing to show cause, if there be  
any, why the activities described above should not continue to be restrained during the pendency  
of this action.

3. The order contained in paragraph 1 above shall expire on May 18, 2018 at  
5:00 p.m., unless extended by further order of this court.

DATED this 10 day of May, 2018.

**STEPHEN K. BUSHONG**

Circuit Court Judge

Submitted by:  
Jermaine F. Brown #073415  
Of Attorneys for Plaintiff